

First Extraordinary Session, 2008

HOUSE BILL NO. 75

BY REPRESENTATIVES JANE SMITH, CAZAYOUX, CHAMPAGNE, CROMER,  
HINES, AND ST. GERMAIN

LOBBYING: Provides relative to lobbyist registration and expenditure report requirements  
(Item #7)

1 AN ACT

2 To amend and reenact R.S. 24:53(A), (G), and (H), 54(A)(2), and 55(C) and (D)(1), and R.S.  
3 49:74(A), (E), and (F), 75(A)(2), and 76(B)(introductory paragraph), (C), and (D)(1),  
4 relative to lobbying; to provide relative to the regulation of lobbyists; to provide  
5 relative to the registration of lobbyists; to provide relative to the reporting  
6 requirements of lobbyists; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 24:53(A), (G), and (H), 54(A)(2), and 55(C) and (D)(1) are hereby  
9 amended and reenacted to read as follows:

10 §53. Registration of lobbyists with the board; compilation of information

11 A. Each lobbyist shall register with the board ~~within five days of~~ as soon as  
12 possible after employment as a lobbyist or within five days after and prior to the first  
13 action requiring his registration as a lobbyist. He shall ~~give to~~ electronically file with  
14 the board ~~in writing, on forms provided by it,~~ the following information:

- 15 (1) His name and business address.
- 16 (2) The name and address of each person by whom he is employed and, if  
17 different, whose interests he represents, including the business in which that person  
18 is engaged.

1           (3) A characterization of the type of work to be performed as salaried,  
2           contractual, pro bono, or some other specified type.

3           ~~(3)~~ (4) The name of each person by whom he is paid or is to be paid.

4           (5) An identification by category of potential subject matters to be addressed  
5           by him as of the time of initial registration. The lobbyist shall indicate each of the  
6           following categories which applies, and if none applies, he shall indicate "other" and  
7           provide a description of the potential subject matter:

8           (a) Aerospace, Space Technology.

9           (b) Agriculture: Horticulture/Livestock/Poultry.

10          (c) Agriculture: Forestry/Timber.

11          (d) Alcohol and Other Beverages.

12          (e) Arts and Entertainment.

13          (f) Aquaculture and Fisheries.

14          (g) Business/Private and Commercial Enterprises.

15          (h) Banking/Financial/Accounting.

16          (i) Charities and Social Services/Faith-based Organizations/Community  
17          Outreach.

18          (j) Computers/Hardware/Software/Intellectual Property.

19          (k) Construction/Contracting/Real Estate.

20          (l) Educational Services: Colleges/Technical Schools/Trade Schools.

21          (m) Environmental Quality/Conservation/Wildlife Preservation.

22          (n) Gaming.

23          (o) Government: Local/Municipal/Parish/State/Federal.

24          (p) Health Care: Hospitals/Nursing Homes/Elderly Care/Hospice.

25          (q) Health Care: Physicians/Nurse Practitioners/Nurses.

26          (r) Health Care: Pharmaceutical and Medical  
27          Device/Research/Development/Sales.

28          (s) Homeland Security.

29          (t) Hotels, Restaurants, and Tourism.



1 registration, provided by the board, shall be filed with the board within five days of  
2 such change, ~~on forms provided by the board~~.

3 \* \* \*

4 §54. Reports and statements under oath

5 A.

6 \* \* \*

7 (2) ~~At~~ Except as otherwise specifically provided in this Part, reports,  
8 registrations, notices, and statements required under this Part shall be filed by  
9 mailing said documents through the United States Postal Service, delivering by hand  
10 or through a commercial delivery service, or by transmitting by facsimile or  
11 electronic transfer.

12 \* \* \*

13 §55. Lobbyist expenditure reports

14 \* \* \*

15 C. The report shall be electronically filed ~~on forms provided by~~ with the  
16 board, ~~shall be signed by the person filing, and shall include a certification of~~  
17 ~~accuracy by the person responsible for filing the report, as provided by R.S.~~  
18 ~~24:54(A).~~ The electronic filing of any report under this Section by a lobbyist shall  
19 constitute a certification that the information contained in the report is true and  
20 correct to the best of his knowledge, information, and belief; that no reportable  
21 expenditures have been made that are not included therein as required by law; and  
22 that no information required by this Part has been deliberately omitted.

23 D.(1) Each report shall include the following:

24 (a) A listing of subject matters lobbied during each reporting period.

25 (b) The total of all expenditures made during each reporting period.

26 ~~(b)~~(c) The aggregate total of expenditures attributable to an individual  
27 legislator as provided in Subsection E of this Section during each reporting period,  
28 including the name of the legislator.



- 1                    (e) Arts and Entertainment.
- 2                    (f) Aquaculture and Fisheries.
- 3                    (g) Business/Private and Commercial Enterprises.
- 4                    (h) Banking/Financial/Accounting.
- 5                    (i) Charities and Social Services/Faith-based Organizations/Community
- 6                    Outreach.
- 7                    (j) Computers/Hardware/Software/Intellectual Property.
- 8                    (k) Construction/Contracting/Real Estate.
- 9                    (l) Educational Services: Colleges/Technical Schools/Trade Schools.
- 10                   (m) Environmental Quality/Conservation/Wildlife Preservation.
- 11                   (n) Gaming.
- 12                   (o) Government: Local/Municipal/Parish/State/Federal.
- 13                   (p) Health Care: Hospitals/Nursing Homes/Elderly Care/Hospice.
- 14                   (q) Health Care: Physicians/Nurse Practitioners/Nurses.
- 15                   (r) Health Care: Pharmaceutical and Medical
- 16                   Device/Research/Development/Sales.
- 17                   (s) Homeland Security.
- 18                   (t) Hotels, Restaurants, and Tourism.
- 19                   (u) Insurance.
- 20                   (v) International Trade.
- 21                   (w) Lawyers/Law.
- 22                   (x) Manufacturing: Oil and Gas/Mining/Refining/Production/Chemical
- 23                   Industry.
- 24                   (y) Manufacturing: Wholesale.
- 25                   (z) Military/Veterans Affairs.
- 26                   (aa) Public Safety/Police/Fire.
- 27                   (bb) Telecommunications.
- 28                   (cc) Tobacco Industry.
- 29                   (dd) Transportation.





1 B. A report shall be electronically filed semiannually, ~~and shall be filed, or~~  
2 ~~if mailed shall be postmarked~~, as follows:

3 \* \* \*

4 C. The report shall be electronically filed ~~on forms provided by~~ with the  
5 ethics board, ~~shall be signed by the person filing, and shall include a certification of~~  
6 ~~accuracy by the person responsible for filing the report.~~ The electronic filing by a  
7 lobbyist of any report required under this Section shall constitute a certification that  
8 the information contained in the report is true and correct to the best of his  
9 knowledge, information, and belief; that no reportable expenditures have been made  
10 that are not included therein as required by law; and that no information required by  
11 this Part has been deliberately omitted.

12 D.(1) Each report shall include the following:

13 (a) A listing of subject matters lobbied during each reporting period.

14 (b) The total of all expenditures made during each reporting period  
15 aggregated in the manner prescribed by the ethics board by rule.

16 ~~(b)~~(c) The aggregate total of expenditures attributable to an individual  
17 executive branch official as provided in Subsection E of this Section during each  
18 reporting period, including the name of the executive branch official and his  
19 executive branch agency.

20 ~~(c)~~(d) The aggregate total of expenditures for all reporting periods during the  
21 same calendar year, aggregated in the manner prescribed by the ethics board by rule.

22 ~~(d)~~(e) The aggregate total of all expenditures attributable to an individual  
23 executive branch official as provided in Subsection E of this Section for all reporting  
24 periods during the same calendar year, including the name of the executive branch  
25 official and his executive branch agency.

26 \* \* \*

27 Section 3. This Act shall become effective upon signature by the governor or, if not  
28 signed by the governor, upon expiration of the time for bills to become law without signature  
29 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

- 1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.

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DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law [R.S. 1:13(B)] and do not constitute proof or indicia of legislative intent. [R.S. 24:177(E)]

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Jane Smith

HB No. 75

**Abstract:** Provides for additional required information for the registration of lobbyists, and provides for the electronic filing and publishing of lobbyist information by the board.

Digest below is applicable to changes in provisions for lobbying before the legislative (R.S. 24:50 et seq.) and executive (R.S. 49:71 et seq.) branches.

Present law requires, in part, that each lobbyist shall register with the board within five days of employment as a lobbyist or within five days after the first action requiring his registration as a lobbyist, and that he shall give to the board in writing, on forms provided by it, the following information: (1) his name and business address; (2) the name and address of each person by whom he is employed and, if different, whose interests he represents, including the business in which that person is engaged; (3) the name of each person by whom he is paid or is to be paid; and (4) one copy of a recent photograph of the registrant.

Proposed law provides that each lobbyist shall register with the board as soon as possible after employment and prior to the first action requiring his registration as a lobbyist, and requires that the registration information be electronically filed with the board.

Proposed law retains the present law information requirements and adds additional requirements, including a characterization of the work to be performed and an identification by category from the list provided of the potential subject matters to be addressed by the registrant.

Present law requires the board to publish and maintain the registration records.

Proposed law requires the registration records to be published electronically by the board.

Present law requires the filing of lobbyist expenditure reports and that such reports shall include a certification of accuracy by the registrant.

Proposed law requires that the lobbyist expenditure report be filed electronically with the board, and provides that the electronic filing of the report constitutes a certification of accuracy.

Proposed law also requires that the lobbyist expenditure report contain a listing of subject matters lobbied during each reporting period.

Effective upon signature of governor or lapse of time for gubernatorial action

(Amends R.S. 24:53(A), (G), and (H), 54(A)(2), and 55(C) and (D)(1), and R.S. 49:74(A), (E), and (F), 75(A)(2), and 76(B)(intro. para.), (C), and (D)(1))